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Twentieth report of the Secretary-General pursuant to paragraph 14 of resolution 1284 (1999)

I. Introduction

1. The present report is submitted pursuant to paragraph 14 of Security Council resolution 1284 (1999), in which the Council requested me to report every four months on the compliance by Iraq with its obligations regarding the repatriation or return of all Kuwaiti and third-country nationals or their remains. The report provides an account of the relevant developments since my last report (S/2005/377).

II. Background

2. During the reporting period, several international forums addressed issues related to the repatriation or return of all Kuwaiti and third-country nationals or their remains. The fifteenth session of the Joint Council of the Gulf Cooperation Council and the European Union, held in Manama, Bahrain, on 5 April 2005 (A/59/824-S/2005/363), expressed its strong condemnation of the killing of thousands of Iraqi citizens, Kuwaiti prisoners and citizens of other countries as revealed by the discovery of mass graves all over Iraq. It stressed the importance of holding officials of the deposed Iraqi regime accountable and bringing them to justice for such heinous crimes.

3. The ninety-fifth regular session of the Ministerial Council of the Gulf Cooperation Council, held in Riyadh on 11 June 2005 (A/59/845-S/2005/386), condemned the flagrant and gross violation of human rights, Islamic principles and Arab morals and values represented in the deliberate mass killing of Iraqis and prisoners of war, including Kuwaiti nationals and nationals of other States, perpetrated by the former Iraqi regime and brought to light with the recent discovery of mass graves. It should be recalled that the ninety-fourth regular session of the Ministerial Council of the Gulf Cooperation Council, held in Riyadh on 13 March 2005 (A/59/761-S/2005/215), among other things, expressed appreciation to the International Committee of the Red Cross (ICRC) and the Tripartite Commission for seeking the Kuwaiti and third-country prisoners and missing persons whose fate and whereabouts are still unknown. It called on all parties to continue working together in order to bring an end to the matters pending in connection with this humanitarian question.

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III. Recent activities

4. In a letter dated 25 May 2005, the Permanent Representative of Kuwait to the United Nations advised the High-level Coordinator, Yuli Vorontsov, that the total number of identified remains had reached 227. These files have been formally closed. The names of Kuwaiti and third-country nationals whose remains have been identified are listed in the annex to the present report, where it is noted that some remains were those of citizens of Egypt, the Islamic Republic of Iran, Lebanon, Oman and Saudi Arabia.

5. 17 to 18 July 2005, Ambassador Vorontsov travelled to Kuwait where he had meetings with the Deputy Minister for Foreign Affairs, members of the Kuwaiti National Committee for Missing Persons and Prisoners of War Affairs and other officials. On behalf of the Kuwaiti people, the Kuwaiti officials expressed appreciation to Ambassador Vorontsov for his continued coordination activities. The Coordinator assured his interlocutors that he would continue his efforts to bring to a satisfactory closure the issue of missing Kuwaiti and third-country nationals.

6. The high-level Coordinator was informed that out of 227 identified remains, 86 had been retrieved from grave sites in Samawa, 80 from Karbala, 34 from Amarah, 25 from Ramadi and 2 from Kuwait. These identifications were based on the mortal remains brought to Kuwait in 2004. The exhumation process has been complicated by several factors, the most significant of which is the difficult security situation in Iraq. Among other factors are the weather and ground conditions, the arrangement of mortal remains found in the graves and the presence of extraneous bacteria in human remains.

7. Information about the location of grave sites possibly containing the remains of Kuwaiti and third country nationals continued to come from different sources. The Kuwaiti assessment teams visited Iraq during the period from March through May 2005. These field missions were coordinated with the Iraqi side and the multinational force, which provided security.

8. The Kuwaiti officials stressed the constructive cooperation on the part of the new Iraqi authorities. Iraqi representatives took part in the joint assessment and investigation efforts. Furthermore, Iraq informed Kuwait of a mass grave site that presumably contained the remains of several dozen Kuwaitis, according to bones and clothes appearing on the surface. Investigation of this site will continue.

9. The field work in Iraq was made possible as a result of the security and logistical support provided to the Kuwaiti search and assessment teams by members of the multinational force in Iraq, which includes contingents from the United States of America, the United Kingdom of Great Britain and Northern Ireland, Italy, Bulgaria, Romania, Poland, Denmark and Thailand. Their cooperation and positive attitude with regard to this humanitarian issue have been indispensable.

10. Ambassador Vorontsov was briefed on the forty-eighth session of the Technical Subcommittee of the Tripartite Commission, which was held in Kuwait on 19 June 2005. The session was attended by representatives of France, Iraq, Kuwait, Saudi Arabia, the United States and ICRC. It once again demonstrated the productive cooperation between the members of the Technical Subcommittee.

11. In another development, the mortal remains and identification card of an Iraqi soldier have been found in Kuwait. The Kuwaiti authorities have initiated the

administrative procedures with a view to repatriating the remains and belongings to Iraq.

12. Efforts to resolve the case of the missing American serviceman, Captain Michael Scott Speicher, have continued. Kuwait has agreed to enter the DNA information from his family in the Kuwaiti database used to identify mortal remains.

IV. Observations

13. I welcome the continuation of the essentially humanitarian process set forth by paragraph 14 of Security Council resolution 1284 (1999). The activities of the Kuwaiti assessment and investigation teams in Iraq inspire hope that eventually more human remains will be brought to Kuwait and more substantive progress will be achieved in the near future in closing the files. I am pleased to note the constructive stance taken by the new Iraqi authorities in this regard and the practical assistance provided to Kuwait by the multinational force in Iraq, especially in the area of security.

14. Given the extent of cooperation among the members of the Tripartite Commission and its Technical Subcommittee, as well as the determination of all parties concerned to move forward, I am confident that the issue of the Kuwaiti prisoners of war and third-country nationals will be brought to a satisfactory closure. The High-level Coordinator will continue to work in close contact with the Commission and the Governments of Kuwait and Iraq.

15. As in the past, I strongly condemn the senseless execution of Kuwaiti and third-country nationals by the previous Iraqi regime. This killing and the decade-long cover-up of the truth constitute a grave violation of human rights and international humanitarian law. Those responsible for these horrendous crimes, in particular those who ordered the executions, must be brought to justice.

Annex

Names of Kuwaiti and third-country nationals whose remains have been identified

1. Saad Meshal Aswad Salamah Al-Enezi
2. Ahmed Abdullah Abdulrasul Al-Ghallaf
3. Saleh Ali Said Al-Hayani
4. Enam Said Ahmad Said Ismail Al-Edan
5. Abdullatif Hussein Al-Waheb
6. Naser Hussein Omaran Al-Enezi
7. Mahmoud Sayed Reda Sayed Hasan
8. Faihan Mohammad Laili Al-Mutairi
9. Nasser Sherif Fahed Al-Khaldi
10. Daad Omar Al-Hariri (Lebanese)
11. Jassem Hamid Abdallah Al-Samak
12. Safah Ibjad Aloush Al-Mutairi
13. Lafi Faihan Mohammad Laili Al-Mutairi
14. Abdul Rahman Saad Marzook Al-Otaibi
15. Mohammed Gazai Saad Ali Al-Mutairi
16. Farhan Harbi Saket Al-Dhafiri
17. Obaid Falah Husaini Al-Mutairi
18. Hamad Mohammad Ghuneim Al-Ajami
19. Taleb Amin Jassem Saleh
20. Fahed Sulayman Aswad Al-Enezi
21. Fahed Akil Rakan Al-Zufayri (Saudi)
22. Misfir Mhana Misfir Al-Sharifa Al-Hayani
23. Nasser Ayed Duhayran Al-Oteibi
24. Mohammad Nasser Sharid Al-Ajami
25. Assal Turki Kusayman Al-Ajami
26. Abdallah Sulayman Abdallah Al-Amir
27. Abdulaziz Yussef Abdulaziz Alyamani
28. Amer Deydan Ali Al-Ajami
29. Sobhi Khalil Nousouhi Haydar (Lebanese)
30. Raja Hamud Saleh Al-Sahli

31. Khaled Saleh Al-Tuwaygeri
32. Adel Fahed Hamad Al-Hamad
33. Fahed Khalifa Jadlan Al-Mutayri
34. Salem Obeid Abdallah Al-Mutayri
35. Shojah Madi Omar Al-Ajami
36. Habib Saleh Al-Zaqah
37. Ali Abdallah Ali Al-Duwaysan
38. Maayuf Jaber Sahud Al-Harbi
39. Yaccoub Yussef Bader Al-Ustaz
40. Mansour Tulayhan Samar Al-Mutayri
41. Hamad Humaydi Ghazi Al-Otaibi
42. Mohsen Mohammad Mohsen Al-Ajami
43. Rajeh Zeyab Bedah Nahar Al-Mutayri
44. Mansour Faleh Nasser Al-Thaqeb
45. Ahmad Mahmoud Al-Hattab (Egyptian)
46. Jaber Helal Shedid Al-Shemary
47. Falah Jaser Saad Guniman Al-Mutayri
48. Jatly Mohammad Mejaed Al-Mutayri
49. Husain Salem Faza Al-Shamry
50. Khalifa Trak Suliman Al-Shamry
51. Adel Faleh Satam Al-Fadly
52. Adnan Mohamad Bahbahani
53. Tareq Falah Alaeban Al-Shamry
54. Hamoud Nafel Saeid Al-Harshany
55. Nabil Ali Ramadan Bushehry
56. Mutlaq Ali Salman Al-Adwani
57. Waleed Saad Mubarak Al-Asaf
58. Abdulah Fares Ayed Al-Shamry
59. Bader Nahar Mefrij Al-Mutayri
60. Matar Saket Mater Al-Mayai Al-Anezi
61. Waleed Ayoub Ismail Bander
62. Helal Saleh Malis Al-Mutayri
63. Abdulaziz Abdullalif Abdulaziz Al-Kharaz
64. Mubarak Saleh Herzan Malis Al-Mutayri

65. Hamoud Ebrahim Harfan Al-Sahly
66. Saad Murshid Jasir Al-Barazi
67. Raeid Abdulla Khalil Burashid
68. Saleh Hamoud Mansour Hamoud
69. Abdulmehdi Mehdi Ali Tahir
70. Hussam Mohammad Abdulmohsen Al-Oseimi
71. Abdalla Al-Oweyhan
72. Hussein Mohammad Jomah
73. Hassan Abdulmohsen Al-Ali
74. Mohammad Makboul Al-Otaibi
75. Ali Hassan Awad Al-Azmi
76. Hamoud Nassir Baanoun El-Enezi
77. Khalaf Akil Ali Al-Dhafiri
78. Saad Bashir Mubarak Al-Rashidi
79. Mohammad Rashid Nabi Al-Duwaila
80. Nawaf Abdulla Farraj Al-Mutairi
81. Saleh Mathal Jasser Al-Mutairi
82. Mohammad Ahmad Shaher Al-Sharifi
83. Abdulla Deydan Kazar Al-Dhafiri
84. Maged Jaber Fyhan El-Enezi
85. Tarek Mohammad El-Qahtany
86. Meshal Jazza El-Enezi
87. Fawzy Ali Ebrahim Al-Mulla
88. Saleh Naser Al-Khenah
89. Esam Yaccoub Saadallah
90. Meshal Yussef Ali Reda
91. Hany Ahmed Al-Musilikh
92. Ahmed Ali Al-Kandary (Iranian)
93. Abdulaziz Ali Mohammad Al-Khanini
94. Fauzi Ebrahim Abdullatif Al-Abed Al-Jalil
95. Mohammad Naeif Muthri Al-Shamry
96. Jamal Mubarak Muwanas Al-Muwanas
97. Salah Jassem Mandani Qassem Ghullam
98. Abdullah Shafi Hafiz Al-Shagban Al-Ajami

99. Qadir Abdulrahman Jassem Mustafa
100. Ismail Ebrahim Mohammad A. Al-Kandary
101. Yacoub Hussein Ali Akbar
102. Mohammad Ali Saleh Al-Zaqah
103. Ahmad Abdulla Mustafa Hadi
104. Waleed Feiruz Yaqout Al-Manea
105. Mohammad Ahmad Mohammad Al-Rashed
106. Saoud Abdulaziz Furaih Al-Kouh
107. Khaled Abdulaziz Furaih Al-Kouh
108. Ali Mohammad Ali Salem
109. Adnan Feiruz Yacout Al-Manea
110. Fahed Ali Kamikh Al-Dehani
111. Hani Feiruz Yacout Al-Manea
112. Mohammad Mutlaq Rumeih Al-Bathali
113. Hamad Muajeb Saad Al-Ajmi
114. Mutlaq Abdallah Mutlaq Al-Hajr Al-Mutairi
115. Zakaria Abdulqader Mohammad Al-Qaderi
116. Ahmad Saleh Aboud Al-Enezi
117. Ajmi Awajah Rashid Al-Rashidi
118. Shaker Abdallah Mohammad Al-Jedi
119. Nabil Mohammad Hassan Al-Sharaf
120. Hamoud Marzook Thamer Al-Fadly
121. Khaled Hussein Aoun Al-Atiyah
122. Maysam Rawdan Adnan Jodah Al-Shamry
123. Mohammad Hamoud Ayed Al-Aqail
124. Mohammad Jassem Khalf Al-Thanian
125. Mohammad Mrzook Mohammad Al-Mrzook
126. Mutlaq Abdul Rahman Mutlaq Al-Khalidi
127. Housain Mohammad Hosain Adab
128. Talal Hadi Al-Otaibi
129. Khaled Nasser Fahd Al-Ajami
130. Abdul Razzaq Abdullah Mubarak Al-Fawzan
131. Ali Husain Naserallah Boshahryary (Iranian)
132. Saoud Manea Mohammad Tahous

133. Khaled Ahmed Mohammad Al-Rashed
134. Hamoud Muhareb Ali Al-Shamry
135. Abdullah Fahm Moatesh Al-Mutairi
136. Srour Falah Srour Al-Rashaidi
137. Abdallah Wali Hizam Al-Shamry (non-Kuwaiti)
138. Nasser Fahed Mohammad Al-Ajami
139. Fahed Wali Hizam Al-Shamry (non-Kuwaiti)
140. Mohammad Faleh Abboud Al-Enezi
141. Faisal Ghali Ashwi Al-Dhafiri
142. Nasser Ali Nasser Al-Ajami
143. Nawaf Hamad Hussein Al-Ajami
144. Khaled Nasser Khaled Al-Subaii
145. Alnouri Khalaf Kuwayan Al-Dhafiri (Saudi)
146. Mansour Awad Mansour Al-Ajami
147. Fahed Alhailam Musmar Al-Dhafiri
148. Jamal Abbas Ghaloum Hussein
149. Abdulkarim Ali Khaled Mohammad
150. Mousa Ebrahim Suleiman Al-Khalifi
151. Abdulaziz Ebrahim S. Al-Badyawi (Saudi)
152. Abdulrazaq Dakhil Abdulrazaq Al-Tawalah
153. Hamad Mubarak Salem Al-Hajri
154. Khaled Ahmad Mubarak Al-Sharhan
155. Mohammad Serhan Aswad El-Enezi
156. Fahed Bashir Mubarak Al-Rashidi
157. Ahmad Abdulla Ahmad Al-Kandari
158. Dhafir Abdulhadi Dhafir Al-Rashidi
159. Hamdan Hamoud Ghazi Al-Otaibi
160. Mansour Faleh Nasser Al-Ajmi
161. Salah Ali Murshid Al-Rashidi
162. Meshal Obeid Hamdan Al-Otaibi
163. Hamoud Mohwis Saoud Al-Saidi
164. Mohammad Nasser Hazzah Al-Otaibi
165. Abdullah Salem Salem Gheith
166. Fahed Mohammad Abdulla Al-Khalidi

167. Faisal Zaid Sulaiman Al-Ajeel
168. Husam Ahmad Mohammad Al-Sayafi
169. Salah Abdulla Abdulrahman Al-Majid
170. Mohammad Ali Abdulla Burhameh
171. Nasser Mudaf Ahmad Khalfan
172. Safi Maatouk Aman Al-Felaij
173. Khaled Nouri Sulaiman Al-Qanai
174. Imad Yussef Saad Al-Rashid
175. Ahmad Hussein Bakr Al-Asfour
176. Ahmad Abdulrahman Abdulmohsen Al-Rifai
177. Khaled Ahmad Issa Matar
178. Ali Abdullatif Abdallah Al-Asfour
179. Imad Abdulwahab Hussein Al-Roumi
180. Sami Khalifa Ebrahim Al-Rashed
181. Esam Abdulwahab Hussein Al-Roumi
182. Salah Khalifa Abdalla Al-Derbas
183. Faisal Ahmad Hussein Al-Qattan
184. Jamal Abdul Hamid Essa Al-Attar
185. Mustafa Abdul Hamid Matar Al-Shatti
186. Shaheen Ahmad Majid Al-Shaheen
187. Fahed Ahmad Majid Al-Shaheen
188. Khaled Marzooq Zaid Al-Mutayri
189. Meshal Ahmad Thenian Al-Musailem
190. Ali Zaal Awad Al-Zufayri (Saudi)
191. Abdallah Rahed Ahmad Al-Yacoub
192. Mohammad Naeif Abdallah Al-Enezi
193. Bader Abdallah Ahmad Al-Sharqawi
194. Mahmoud Naeif Abdallah Al-Enezi
195. Khaled Abdullatif Abdallah Al-Mari
196. Mohammad Yousef Said Albaloushi (Omani)
197. Hussein Abdel Amir Ali Mohammad (Iranian)
198. Fahed Ahmad Abdulmohsen Al-Abdulkarim
199. Rashed Zayed Mutlaq Al-Duwailah
200. Adel Ahmad Abdulaziz Al-Raqim

201. Rashid Mazeid Said Al-Mutairi
202. Abdulla Abdullatif Abdulla Al-Asfour
203. Waleed Hamad Al-Fahed Al-Hamad
204. Mohammad Abed Ridha Abbas Ghaloum
205. Samir Jasem Mahmoud Al-Saffar
206. Aref Ebrahim Youssef Al-Dhowaihi (Saudi)
207. Najim Taleq Saoud Al-Muweizri
208. Nasser Hazaa Zaid Alwaalan Al-Mutairi
209. Nasser Sulaiman Farah Al-Shamry
210. Hassan AbdulAziz Qumir Abdullah
211. Khaled Jassem Hamd Al-Derbas Al-Zaabi
212. Shehab Ahmed Shaker Ali
213. Mousa AbdulRidha Abbas Ghaloum
214. Madi Hameed Obaid Al-Mutairi
215. Zaid Saadi Zaid Al-Shamry
216. Hassan Guloum Hassan Sakkin
217. Hussein Abdullah Ahmed Al-Ghallaf
218. Salah Ali Saad Al-Khouder
219. Salah Abdullatif Farhan Al-Doukhi
220. Sayed Mohammad Sayed Ali Musalam
221. Abdul Amir Hussein Ahmad Al-Qattan
222. Adnan Safar Maarafi Maarafi
223. Mohammad Sayed Ali Hamza
224. Muwanas Mubarak Muwanas Al-Muwanas
225. Adel Ebrahim Mohammad Al-Murayshed
226. Murshed Julaydan Mohammad Al-Hamad
227. Khaled Hazzah Hamad Al-Fahed al-Hamad